CLASSIFICATION OFFICE DECISION

Title of publication:	000281_Carved
Other known title(s):	Not stated
OFLC ref:	2000330.046
Medium:	Image File
Maker:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Commissioner of Police
Classification:	Unrestricted.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	25 November 2020
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	19 November 2020

Summary of reasons for decision:

The image depicts a female who is clothed but part of one breast is inadvertently exposed. The subject's age cannot be determined with certainty but she does not unequivocally present as a young person and could easily be a young adult. Regardless of her age, there is nothing overtly sexual about the image. The image does not pass the "subject matter gateway" of s3(1) of the Films, Videos, and Publications Classification Act 1993, nor does it deal with matters under s3A or s3B of that Act. The publication must therefore be classified unrestricted. An unrestricted classification imposes no limitations on the right to freedom of expression provided by the New Zealand Bill of Rights Act 1990.